PTO/SB/21 (09-04) Approved for use through 07/31/2006. OMB 0651-0301 U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE o a collection of information unless it displays a valid OMB control number. FEB 2 2 2005 work Reduction Act of 1995, no persons are required to respond to **Application Number** 10/805,637 TRANSMITTAL Filing Date March 19, 2004 **FORM** First Named Inventor Donald J. Lewis Art Unit 3747 **Examiner Name Arnold Castro** (to be used for all correspondence after initial filing)

Total Number of Pages in This Submission		7+	Attorney Docket Number	8110059	93	
ENCLOSURES (Check all that apply)						
		Fee Transmittal Form		Drawing(s) Licensing-related Papers		After Allowance Communication to TC  Appeal Communication to Board of Appeals and Interferences
	Amendment/Reply After Final Affidavits/declaration(s) Extension of Time Request Express Abandonment Request Information Disclosure Statement - PTO/SB08A and 08B - Copy of Non Patent Reference			Petition Petition to Convert to a Provisional Application Power of Attorney, Revocation Change of Correspondence Addres Terminal Disclaimer Request for Refund CD, Number of CD(s) Landscape Table on CD		Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)  Proprietary Information  Status Letter Other Enclosure(s) (please Identify below):  - Comments on Statement of Reasons for Allowance - Issue Fee Transmittal
Certified Copy of Priority Document(s)  Reply to Missing Parts/ Incomplete Application Reply to Missing Parts under 37 CFR 1.52 or 1.53		Remarks  TURE OF APPLICANT, ATTORNEY, OR AGENT				
Firm Name						
Alleman Hall McCoy Russ		ell & Tuttle LLP				
Signature (My ruth)						
Printed name Christopher S. Tuttle						
Date February 16, 2005				Reg. No.	41,357	
CERTIFICATE OF TRANSMISSION/MAILING						
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:  Signature						

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Lauren Barberena

Typed or printed name

Date

February 16, 2005



## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

February 16, 2005

## DONALD J. LEWIS, JOHN D. RUSSELL and NATE TRASK

Serial No.

10/805,637

Group Art Unit: 3747

Filed

March 19, 2004

Examiner: Arnold Castro

For

STARTING AN ENGINE WITH ELECTROMECHANICAL VALVES

Mail Stop ISSUE FEE Commissioner for Patents P.O. Box 1450 Alexandria, Virginia 22313-1450

Sir:

## **COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE**

Applicants received a Notice of Allowance dated November 17, 2004 on the above-identified patent application. In the Notice, the Examiner allowed claims 1-21. The Examiner also paraphrased applicant's claimed invention as part of the stated reasons for allowance. Applicant agrees with the Examiner's conclusions regarding the patentability of the allowed claims, without necessarily agreeing with or acquiescing in the Examiner's reasoning. In particular, applicant believes that the application is allowable because the prior art fails to teach or suggest the invention as claimed, independent of how the invention is paraphrased.

Please contact the undersigned if you have any questions or comments, or if applicant can

be of any assistance in expediting issuance of the patent.

## **CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop ISSUE FEE, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450 on February 16, 2005.

Lauren Barberena

Respectfully submitted,

KOLISCH HARTWELL, P.C.

Christopher S. Tuttle Registration No. 41,357 Customer No. 36865

Attorney for Applicant

520 S.W. Yamhill St, Suite 200

Portland, Oregon 97204 Telephone: (503) 224-6655 Facsimile: (503) 295-6679